

1 DANIEL G. BOGDEN
 2 Nevada Bar No. 2137
 3 United States Attorney
 4 CARLOS A. GONZALEZ
 5 Assistant United States Attorney
 6 333 Las Vegas Blvd. South, Suite 5000
 7 Las Vegas, Nevada 89101
 8 Telephone: (702) 388-6336
 9 Facsimile: (702) 388-6787

10 Attorneys for United States

11 **IN THE UNITED STATES BANKRUPTCY COURT
 12 FOR THE DISTRICT OF NEVADA**

13 In re: 14 USA COMMERCIAL MORTGAGE COMPANY, 15 Debtor.	16 Case No. BK-S-06-10725 LBR 17 Case No. BK-S-06-10726 LBR 18 Case No. BK-S-06-10727 LBR 19 Case No. BK-S-06-10728 LBR 20 Case No. BK-S-06-10729 LBR
21 In re: 22 USA CAPITAL REALTY ADVISORS, LLC, 23 Debtor.	24 Chapter 11
25 In re: 26 USA CAPITAL DIVERSIFIED TRUST 27 DEED FUND, LLC, 28 Debtor.	29 Jointly Administered Under 30 Case No. BK-S-06-10725 LBR
31 In re: 32 USA CAPITAL FIRST TRUST DEED FUND, LLC, 33 Debtor.	34 (No Hearing Required)

35 In re:
 36 USA SECURITIES, LLC,
 37 Debtor.
 38
 39 Affects:
 40 All Debtors
 USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

41 **DECLARATION OF ERIKA E. BARNES**

42 I, ERIKA E. BARNES, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1 1. I am an attorney with the Pension Benefit Guaranty Corporation (“PBGC”), an agency of
2 the federal government. In this capacity, I am assigned to represent PBGC in these bankruptcy
3 proceedings.

4 2. I am a member in good standing of the bars of the state of California (Bar No. 197309),
5 Virginia (Bar No. 70019), and the District of Columbia (Bar No. 495756).

I declare under penalty of perjury that the foregoing is true and correct.

7 Executed on this 6th day of June, 2006 at Washington, DC.


ERIKKA E. BARNES